

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHAEL CRUZ, *on behalf of himself and  
all others similarly situated,*

Plaintiff,

-v.-

MISSION PETS, INC.,

Defendant.

20 Civ. 1263 (KPF)

**ORDER**

KATHERINE POLK FAILLA, District Judge:

Plaintiff filed the complaint in this action on February 12, 2020. (Dkt. #1). Service was made on Defendant Mission Pets, Inc. (“Mission Pets”) on February 13, 2020, by service upon the Mission Pets’ registered agent. (Dkt. #5). On March 2, 2020, the Court scheduled an initial pretrial conference in this action for May 6, 2020. (Dkt. #6). Mission Pets’ answer was due on March 5, 2020. (See Dkt. #5). However, Mission Pets has yet to file an answer or appear in this action. On April 30, 2020, the Court reached out to counsel for Plaintiff by email, to see if Plaintiff had had any contact with Mission Pets or know whether Mission Pets would be appearing in the action. To date, the Court has not heard back from Plaintiff’s counsel.

Accordingly, the initial pretrial conference scheduled for May 6, 2020, is hereby ADJOURNED *sine die*. If Plaintiff intends to move for a default judgment, he must do so in accordance with the Court’s Individual Rules on or before **June 5, 2020**.

SO ORDERED.

Dated: May 4, 2020  
New York, New York

A handwritten signature in blue ink, reading "Katherine Polk Failla".

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KATHERINE POLK FAILLA  
United States District Judge